415

IN THE HIGH COURT OF CHHATTISGARH

AT BILASPUR Single Bench

C. R. NO. 162 **/2006**

PETITIONER : Prahlad Sharma S/o Rajaram Sharma, aged about 38 year, Occupation - Buseness R/o Takiya Road, Ambikapur, District - Surguja (C.G.)

Claimant

VERSUS

RESPONDENT : 1. Chhabada Bus Service, Through:- Proprietor Sardar Mahendra Singh Chhabada S/o Agyat (unknown), R/o Ring Road Namanakala, Nagar, P.S. & Tahsil Ambikapur, District - Surguja (C.G.)

Non- Applicants

2. The Oriental Insurance Company, Shakha- Ambikapur near of State Bank, Sadar Road, Ambikapur, Nagar, P.S. & Tahsil- Amikapur, District - Surguja (C.G.)

3. Mohammad Shafif @ Anul Hasan S/o Manjoor Khan, aged 38 years Occupation- Driver, R/o Mominpura, Nagar P.S. & Tahsil Ambikapur, District - Surguja (C.G.)

P.R. No. 3372/06 Presented by Shri ... dated ...

CIVIL REVISION UNDER SECTION 115 OF THE CODE OF PROCEDURE

XI-HC-78

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

(32)

मामला क्रमांक C.R.No.162/.. **सन्** 2006

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	08.11.2006 **Petitioner-Prahlad Sharma by Shri Subhash Yadav, Advocate.** **This revision arises out of an order dated 07.09.2006 passed by the 3rd Additional Motor Accidents Claims Tribunal, Ambikapur, Dist. Surguja in M.J.C.No.20 of 2006.** **The petitioner herein had filed a claim case against the respondents herein before the learned Claims Tribunal in which award for Rs.8,01,380/- was passed on 18.03.2004 in favour of the petitioner. In compliance of the award, the respondents herein have already deposited the amount awarded in the learned Claims Tribunal. The petitioner had filed an application for withdrawal of Rs.4,50,000/- from the amount deposited by the respondents for fitting of Endolite below knee and also for business purpose before the learned Claims Tribunal. The learned Claims Tribunal while passing the impugned order dated 07.09.2006 permitted the disbursement of only Rs.20,000/- for treatment.** **Shri Subhash Yadav, learned counsel for the petitioner contends that he presses the Civil Revision only on the question of disbursement of Rs.65,350/- which is required for fitting of an Endolite below the knee prosthesis, as per quotation of Endolite Prosthetic & Orthotic Centre, filed before the Claims Tribunal and not on the ground of requirement for business purposes.**	

XI-HC-78

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक ..... सन् 200

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश — 2 —	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	In this view of the matter, it appears just and proper to dispose of the Civil Revision without notice to the respondents and to order that the learned Claims Tribunal shall disburse an amount of Rs.65,350/- directly to the Endolite Prosthetic & Orthotic Centre by a Demand Draft on furnishing requisite bill by the Claimant/Petitioner herein. With the above observation, the order dated 07.09.2006 passed by the learned Claims Tribunal stands modified and the Civil Revision is disposed of. Certified copy as per rules.	Sd/- Dilip Raosaheb Deshmukh Judge